IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1115 OF 2006.
IN
CRIMINAL APPEAL NO. 1053 OF 2005.

Balasaheb Jagannath Pawar. ... Applicant.
Versus.
The State of Maharashtra. ... Respondent.

Shri Pratap Patil for the Applicant.

Shri S.R.Shinde, A.P.P. for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 7th November, 2006.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned A.P.P. for the State. The Applicant has been convicted for offence punishable under sections 376 and 506 of the Indian Penal Code. The substantive sentence is of four years. The Applicant was in jail from 25th September 2004 to 18th November 2004. From 25th July 2005 till today, the Applicant is in jail. Thus the Applicant is in custody for more than 17 months.

2. The Appeal is not likely to be heard before the remaining period of sentence is over. Considering this fact the Applicant is entitled to be enlarged on bail subject to stringent conditions.

3. Hence the following order is passed:

i) The Applicant shall be enlarged on bail in the sum of Rs.10,000/- with one or two local sureties in the like amount.

ii) The bail is granted subject to condition that till the disposal of the Appeal, the Applicant will not enter the village Karve, Taluka Walwa, District Sangli.

iii) The bail is granted subject to further condition that the Applicant will report to the concerned Police Station once in every calender month till disposal of the Appeal.

Judge.